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09/822,967	03/30/2001	Gabriel G. Montero	RSW9-2001-0062-US1	8303

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EXAMINER

TRUONG, CAMQUY

ART UNIT

PAPER NUMBER

2127

DATE MAILED: 12/02/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

Application No.

09/822,967

Applicant(s)

MONTERO ET AL.

Examiner

Camquy Truong

Art Unit

2127

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 30 March 2001.  
2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.  
3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-38 is/are pending in the application.  
4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.  
5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.  
6) ☒ Claim(s) 1-38 is/are rejected.  
7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.  
8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.  
10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).  
11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) ☐ All b) ☐ Some \* c) ☐ None of:  
1. ☐ Certified copies of the priority documents have been received.  
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  
\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)  
2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)  
3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_.  
4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.  
5) ☐ Notice of Informal Patent Application (PTO-152)  
6) ☐ Other: \_\_\_\_\_.

### **DETAILED ACTION**

1. Claims 1-38 are presented for examination.

#### ***Claim Rejections - 35 USC § 112***

2. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

3. Claims 1-38 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

A. The claim language in the following claims is not clearly understood:

- i. As to claims 1, 16 and 31, it is not clearly understood what is meant by "is independent of " and how it relates to the invalidation procedure.

#### ***Claim Rejections - 35 USC § 103***

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claims 1-38 are rejected under 35 U.S.C. 103(a) as being unpatentable over Applicant Admitted Prior Art (AAPA) in the view of Barker (U.S. Patent 6, 578, 035 B1).

6. As to claim 1, AAPA teaches the invention substantially as claimed including: a method of maintaining http session data in a server system serving a network, said server system including at least one network server (page 3, lines 3-11 and lines 19-20; page 4, lines 14-16; page 7, line 22- page 8, line 1), said method comprising the steps of:

(1) Storing in a database session data for a plurality of sessions serviced by said at least one server (page 6, lines 9-12; page 6, line 12- page 7, line 1);

(3) Performing an invalidation procedure on said session data for all of said sessions at a particular time that is independent when any of said sessions time out (page. 7, lines 16-20; page 7, line 22-page 8, lines 4; page 8, lines 8-10).

7. AAPA does not explicitly teach allowing session data to remain valid in said database even after the corresponding session has time out. However, Barker teaches allowing session data to remain valid in said database even after the corresponding session has time out (col. 5, lines 15-19).

8. It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of AAPA and Barker because Baker's teaching of allowing session data to remain valid in said database even after the corresponding session has time out would provides an efficient way for AAPA's system to finish a pending process when access current information.

9. As to claim 16, it is rejected for the same reason as claim 1. In addition, AAPA teaches:

A network server (page 3, line 13); and

A memory (page 7, lines 1-2).

10. As to claim 31, it is rejected for the same reason as claim 1. In addition, AAPA teaches maintaining HttpSession objects in a server system (page 4, line 14-16), network servers running a plurality of Java Virtual Machines (JVMs) (page 5, lines 3-4).

11. As to claims 2, and 17, AAPA teaches HttpSession object of a Java servlet application program interface (API) (page 5, lines 16-17).

12. As to claims 3, 18 and 32, AAPA teaches Java servlet APIs are J2EE servlet API (page 5, line 21-22).

13. As to claims 4-5, 19 and 33, AAPA teaches:

(1.1) Creating an HttpSession object for session upon initiation of said session (page 5, lines 16-17) and storing said HttpSession object in a memory local to a particular one of said JVMs (page 7, lines 1-2);

(1.2) Writing a copy of said HttpSession object for each session stored in said local memory to said database upon said creation (page 7, lines 7-8);

(1.3) Updating said HttpSession object for each said http session in said local memory as said session progresses (page 7, lines 5-6);

(1.4) Updating said copy of said corresponding HttpSession object in said database as said session progresses (page 7, lines 5-6).

14. As to claims 6 and 20, AAPA teaches a plurality of Java Virtual Machines (JVMs) of which different ones of said JVMs may service different http requests corresponding to a single http session (page 5, lines 3-5) and wherein said database is accessible to each of said JVMs (page 6, lines 9-10).

15. As to claim 7, it is rejected for the same reason as claims 4-5, 19 and 33.

16. As to claim 8, it is rejected for the same reason as claims 6 and 20.

17. As to claims 21-22, it is rejected for the same reason as claims 4-5, 19 and 33.

18. As to claims 9 and 23, AAPA teaches server system services the World Wide web (page 1, lines 1-2).

19. As to claims 10, 24 and 34, AAPA teaches particular time is a function of a periodic interval (page 8, lines 1-10).

20. As to claims 11 and 25, AAPA teaches periodic interval is a day and said particular time is a time of day (page 8, lines 10-15).

21. As to claims 12, 26 and 35, AAPA teaches time of day is a time of day that a load on said database is expected to be low (page 8, line 20- page 9, lines 1).

22. As to claims 13 and 27, AAPA teaches:

Determining a volume of network traffic involving said server system (page 8, lines 18-20); and particular time is a function of said determined load (page 8, lines 18-20) and a predetermined interval (page 8, lines 10-15).

23. As to claims 28, it is rejected for the same reason as claims 10, 24 and 34.

24. As to claims 14 and 29, AAPA teaches invalidation procedure comprises invalidating all of said sessions stored in said database at particular time (page 8, lines 8-10).

25. As to claims 15, 30 and 38, AAPA teaches:

(3.1) For each session in said database, determining if said session has timed out (page 8, lines 8-10); and

(3.2) For each session that has time out, invalidating the corresponding session data in database (page 7, lines 11-21; page 8, lines 8-10).

26. As to claim 36, it is rejected for the same reason as claims 13 and 27.

27. As to claim 37, it is rejected for the same reason as claims 14 and 29.

### *Conclusion*

28. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Camquy Truong whose telephone number is (571) 272-3773. The examiner can normally be reached on 8AM – 5PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Meng-Ai An can be reached on 571-272-3756. The fax phone number for the organization where this application or proceeding is assigned is 571-273-3756.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIP. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you




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have questions on access to the Private PAIP system, contact the Electronic Business Center (EBC) at 866-217-9197(toll-free).

Camquy Truong

November 17, 2004

  
MENG-AL T. AN  
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